

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GEORTO, INC.,)	
Plaintiff,)	
)	
v.)	
)	
WILLIAM GATEMAN, INDIVIDUALLY)	CIVIL ACTION NO. 04-11730 NG
and as TRUSTEE OF 200 UNION)	
STREET REALTY TRUST,)	
Defendant and)	
Third Party Plaintiff,)	
)	
v.)	
)	
ROBERTS CORPORATION,)	
Third Party)	
Defendant.)	

THIRD PARTY DEFENDANT'S SUPPLEMENTAL PRETRIAL DISCLOSURE

Third-Party Defendant, Roberts Corporation ("Roberts"), pursuant to Fed. R. Civ. P. 26(a)(3) and Local Rule 16.5(C) discloses that it intends to present the testimony of Kevin Doherty at trial through the following excerpts of his deposition taken on September 30, 2005 in the event that the Court finds (under Fed. R. Civ. P. 32(a)(3)) that Mr. Doherty is unable to attend and testify at trial:

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Third-Party Defendant,
Roberts Corporation
By its attorney

/s/ J. Mark Dickison
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Dated: August 17, 2006

Certificate of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants.

—

/s/ J. Mark Dickison
J. Mark Dickison